

SEP 06 2005

S/N 10/729,276

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Haque et al.	Examiner:	Spivack, P.G.
Serial No.:	10/729,276	Group Art Unit:	1614
Filed:	December 3, 2003	Docket No.:	12695.13USD2
Title:	TREATMENT OF CEREBROVASCULAR DISEASE		

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on September 6, 2005.

By: \_\_\_\_\_

Name: \_\_\_\_\_

TERMINAL DISCLAIMER TO OBVIATE  
A DOUBLE PATENTING REJECTION

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**23552**

PATENT TRADEMARK OFFICE

Dear Sir:

Petitioner, Medicure International Inc., a corporation organized and existing under the laws of Barbados, West Indies and having its primary place of business at Second Street, Holetown, St. James, Barbados, West Indies, represents that it is the owner of the entire right, title and interest in U.S. Patent Application Serial No. 10/729,276, filed on December 3, 2003 and entitled TREATMENT OF CEREBROVASCULAR DISEASE, by virtue of our assignment recorded at Reel 011924, Frame(s) 0810.

Petitioner, Medicure International Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of any patents that issue from Serial No. 10/411,552 and Serial No. 10/639,955 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to Serial No. 10/411,552 and

Serial No. 10/639,955, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of Serial No. 10/411,552 and Serial No. 10/639,955, in the event that Serial No. 10/411,552 and Serial No. 10/639,955 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Date: \_\_\_\_\_

September 6, 2005



Brian R. Dorn  
Reg. No. 57,395  
BRD/mls

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PATENT TRADEMARK OFFICE